

08-18-05


3731

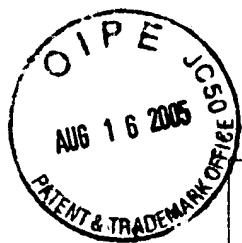
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/997,449	
	Filing Date	November 30, 2001	
	First Named Inventor	Shamim M. Malik	
	Art Unit	3731	
	Examiner Name	Uyen Ho	
Total Number of Pages in This Submission	13	Attorney Docket Number	50623.134

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Response (10 pages)  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input checked="" type="checkbox"/> Express Mail Label No. EV 721 152 629 US  <input checked="" type="checkbox"/> Amendment Transmittal (In duplicate) (2 pages)  <input checked="" type="checkbox"/> Certificate of Express Mail  <input checked="" type="checkbox"/> Postage Paid Return Postcard  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Squire, Sanders & Dempsey L.L.P. Charles E. Kunyan, Jr., Ph.D., Reg. No. 43,066
Signature	
Date	August 16, 2005

CERTIFICATE OF EXPRESS MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Yayoi Barrack		
Signature		Date	August 16, 2005

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. <b>50623.134</b>	
Applicant(s): Shamim M. Malik et al					
Serial No. <b>09/997,449</b>	Filing Date <b>November 30, 2001</b>	Examiner <b>Uyen T. Ho</b>		Group Art Unit <b>3731</b>	
Invention: A Modified Implantable Device Surface and a Method of Making the Same					
<b>TO THE COMMISSIONER FOR PATENTS:</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as show below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	30	30	0	X \$50.00	\$00.00
INDEP. CLAIMS	3	3	0	X \$200.00	\$00.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$00.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$00.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. <b>07-1850</b> in the amount of <b>\$00.00</b> A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of any necessary fees associated with this communication or credit any overpayment to Deposit Account No. <b>07-1850</b> A duplicate copy of this sheet is enclosed. <input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 C.F.R. 1.17.					
Dated: August 16, 2005 Squire, Sanders & Dempsey L.L.P. 1 Maritime Plaza, Suite 300 San Francisco, CA 94111 (415) 954-0200  cc: Docket:			 Charles E. Runyan, Jr. Reg. No. 43,066		

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  Shamim M. Malik, et al.	Examiner:  Uyen T. Ho
Serial No. 09/997,449	Art Unit: 3731
Filed: November 30, 2001	
Title: A Modified Implantable Device Surface And A Method Of Making The Same	

Commissioner for Patents  
USPTO  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

Dear Examiner Ho:

This responds to the Office Action dated June 28, 2005.

Claim amendments begin at page 2.

Remarks begin at page 9.